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Attorneys for the Plaintiff

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

**DANNY ALLEN JR., INDIVIDUALLY
AND ON BEHALF OF ALL OTHERS
SIMILARLY SITUATED**

Plaintiff,

v.

**PORTFOLIO RECOVERY
ASSOCIATES, INC. PORTFOLIO
ASSOCIATES, LLC**

Defendant.

Case No: 10-CV-2658- W- BGS

**PLAINTIFF'S NOTICE OF
REQUEST FOR VOLUNTARY
DISMISSAL OF ACTION
AGAINST DEFENDANT
PORTFOLIO RECOVERY
ASSOCIATES INC. WITHOUT
PREJUDICE PURSUANT TO
F.R.C.P. 41(a)**

HON. THOMAS J. WHELAN

HYDE & SWIGART
San Diego, California

1 Plaintiff Danny Allen Jr. (hereinafter "Plaintiff") hereby moves to dismiss
2 this action against Defendant Portfolio Recovery Associates, Inc (hereinafter
3 "Defendant") (and jointly hereinafter referred to as "the Parties") without prejudice,
4 based on the following:

5 Plaintiff respectfully requests the action be dismissed WITHOUT PREJUDICE.

6 Dated: August 10, 2011

HYDE & SWIGART

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8 /s Joshua B. Swigart
9 Joshua B. Swigart
10 Attorneys for Plaintiff
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